

**PROVISO SUBCOMMITTEE  
HEALTHCARE  
RECOMMENDATIONS FOR FY 2023-24  
TO THE HOUSE WAYS AND MEANS COMMITTEE**

**SECTION 33 - J020 - DEPARTMENT OF HEALTH AND HUMAN SERVICES**

- 33.23**     **AMEND** (DHHS: IDEA Part C Compliance) Directs the department to report to the Governor and the Chairmen of the Senate Finance and House Ways and Means Committees by December 31, 2022, on the status of the department’s efforts to bring the Individuals With Disabilities Education Act (IDEA) Part C program into compliance with federal requirements.  
**PROVISO SUBCOMMITTEE RECOMMENDATION:** AMEND proviso to update calendar year reference. Requested by the Department of Health and Human Services.

**33.23.** (DHHS: IDEA Part C Compliance) With the funds available to the department, the Department of Health and Human Services shall report to the Governor, the Chairman of the Senate Finance Committee, and the Chairman of the House Ways and Means Committee no later than December 31, ~~2022~~ 2023 on the status of the department’s efforts to bring the Individuals With Disabilities Education Act (IDEA) Part C program into compliance with federal requirements. This report must specifically address areas in which the IDEA Part C program has received low performance scores and include any relevant correspondence from the U.S. Department of Education. The report must explain the department’s plan for bringing the program into compliance, including specific steps and the associated timeline.

- 33.28**     **DELETE** (DHHS: Mental Health Counselors) Directs the department to assume responsibility of providing state matching funds necessary to draw down Medicaid funds for mental health counselors in schools. Directs DMH to transfer general funds to the department in an amount equal to the match by DMH to draw down Medicaid funds for the most recently completed fiscal year.  
**PROVISO SUBCOMMITTEE RECOMMENDATION:** DELETE proviso. Requested by the Department of Health and Human Services.

**33.28.** (DHHS: Mental Health Counselors) ~~The Department of Health and Human Services shall assume the responsibility of providing the state matching funds necessary to draw down federal Medicaid funds for school based mental health counselors. The Department of Mental Health shall transfer general funds to the Department of Health and Human Services in an amount equal to the Medicaid match used by the Department of Mental Health to draw down similar federal Medicaid funds during the most recently completed fiscal year.~~

- 33.29**     **DELETE** (DHHS: Reimagining Our Destiny) Redirects funds appropriated in Act 94 of 2021 to DHHS for the SC HIV Council “The Wright Wellness Center” to Voorhees College to be used for the HBCU’s Reimagining Our Destiny health study. Requires the council to provide a report on all expenditures of the funds to the Chairmen of the Senate Finance and House Ways and Means Committees by June 30, 2023.  
**PROVISO SUBCOMMITTEE RECOMMENDATION:** DELETE proviso. Requested by the Department of Health and Human Services.

**33.29.** (DHHS: Reimagining Our Destiny) ~~The funds appropriated in Act 94 of 2021 by proviso 118.18(B)(74) to the Department of Health and Human Services for the South Carolina HIV Council “The Wright Wellness Center” shall be redirected to Voorhees College to be used for the HBCU’s Reimagining Our Destiny health study. The council shall provide a report on all expenditures of the funds to the Chairmen of the Senate Finance Committee and the House Ways and Means Committee by June 30, 2023.~~

**PROVISO SUBCOMMITTEE  
HEALTHCARE  
RECOMMENDATIONS FOR FY 2023-24  
TO THE HOUSE WAYS AND MEANS COMMITTEE**

**33.31 DELETE** (DHHS: NOLA Program) Directs that \$250,000 of the funds appropriated to the department shall be used for the No One Left Alone (NOLA) program. Provides for the program components and directs the program to identify issues that restrict a patient's access to care. Directs the program to partner with CancerCare, North Central Family Medicine, Plexus Health, and Carolina Blood and CancerCare Associates to mobilize resources to support cancer patients, cancer caregivers, and the bereaved.  
**PROVISO SUBCOMMITTEE RECOMMENDATION:** DELETE proviso. Requested by the Department of Health and Human Services.

~~33.31. (DHHS: NOLA Program) Of the funds appropriated to the department for the current fiscal year, \$250,000 shall be utilized for No One Left Alone (NOLA) which is a community based program designed to address the health equity challenges faced by individuals experiencing poverty in select South Carolina counties related to access to cancer care and support. The program shall include several sub-components including, but not limited to:~~

- ~~(1) access to precision medicine or comprehensive genomic profiling testing;~~
- ~~(2) hereditary cancer or GC testing;~~
- ~~(3) cancer screening services;~~
- ~~(4) cancer treatment;~~
- ~~(5) clinical trials; and~~
- ~~(6) cancer care resources.~~

~~The program shall also identify issues that restrict a patient's access to care including, but not limited to:~~

- ~~(1) insurance status;~~
- ~~(2) mean family income;~~
- ~~(3) distance to travel to care and transportation options;~~
- ~~(4) food insecurity;~~
- ~~(5) language barriers; and~~
- ~~(6) literacy levels and cultural barriers in adoption of care.~~

~~Additionally, the program shall mobilize appropriate resources to support cancer patients, such as financial assistance for out-of-pocket costs for food, transportation to care, and household needs provided by CancerCare. In collaboration with North Central Family Medicine and Plexus Health, direct linkages between clinics and Carolina Blood and CancerCare Associates (CBCCA) may be utilized when the clinics identify cancer patients, cancer caregivers, and the bereaved. CBCCA shall be charged with:~~

- ~~(1) studying local resources the clinics use to assist their clients that might also prove helpful for cancer patients;~~
- ~~(2) collecting information through the NOLA intake form administered at CBCCA to identify barriers to care;~~
- ~~(3) utilizing the above data to carry out support services to CBCCA cancer patients via CBCCA and/or CancerCare;~~
- ~~(4) identifying the correlation of social determinants of health (SDOH) to gaps in uptake in cancer screening services, biomarker testing, genetic testing, cancer care, and clinical trials; and~~
- ~~(5) providing a report of these findings to the Chairman of the House Ways and Means Committee and the Chairman of the Senate Finance Committee no later than the June 30, 2023.~~

**33.bhi ADD** (DHHS: Brain Health Initiative) **PROVISO SUBCOMMITTEE RECOMMENDATION:** ADD new proviso to direct HHS to contract with USC to develop and

**PROVISO SUBCOMMITTEE  
HEALTHCARE  
RECOMMENDATIONS FOR FY 2023-24  
TO THE HOUSE WAYS AND MEANS COMMITTEE**

implement a rural brain health network. Provides guidelines for the network. Directs USC to collaborate with MUSC and Clemson University to use existing programs to meet dementia care needs in rural areas.. Directs the University to disseminate resources through DHEC’s “Take Brain Health to Heart” campaign. Direct the department to evaluate the initiative annually. Requested by the Department of Health and Human Services.

33.bhi. (DHHS: Brain Health Initiative) South Carolina has been identified as one of five states with the most significant gap between an available neurology workforce and the health needs of people with Alzheimer’s and other dementias. From funds appropriated, the Department of Health and Human Services is authorized to contract with the University of South Carolina to develop and implement a rural brain health network for the purpose of improving brain health, enhancing the quality of care, and increasing statewide access to dementia care. This includes advancing the clinical care of dementia, promoting translational research, improving cardiovascular and brain health, expanding and improving the Alzheimer’s Disease Registry provided for in Section 44-36-10, establishing training and fellowship programs for health care providers, and obtaining a better understanding of population risk factors. The University shall partner and collaborate with the Medical University of South Carolina (MUSC) and Clemson University to leverage existing programs to meet the unmet dementia care needs for citizens in rural areas throughout South Carolina including, but not limited to, providing informed clinical care, early detection, early diagnosis disclosure, caregiver support, healthy aging, and education of primary care providers. The University also shall utilize and disseminate the brain health resources through DHEC’s “Take Brain Health to Heart” campaign as a tool for community education. The department annually shall evaluate this initiative, including all partnerships and agreements, to assess its effectiveness in achieving expected outcomes.

**SECTION 34 - J040 - DEPARTMENT OF HEALTH AND ENVIRONMENTAL CONTROL**

**34.29 DELETE** (DHEC: Beach Renourishment and Monitoring and Coastal Access Improvement) Directs that state funds that are made available or carried forward for beach renourishment and maintenance, not more than \$100,000 shall be expended annually to support beach profile monitoring. Directs that certified excess additional funds may be spent for beach renourishment and departmental activities that advance State Beachfront Management Plan R.30-21 policy goals.

**PROVISO SUBCOMMITTEE RECOMMENDATION:** DELETE proviso. Requested by the Department of Health and Environmental Control.

~~34.29. (DHEC: Beach Renourishment and Monitoring and Coastal Access Improvement) If state funds are made available or carried forward from any general revenue, capital, surplus or bond funding appropriated to the department for beach renourishment and maintenance, the department shall be able to expend not more than \$100,000 of these funds annually to support annual beach profile monitoring. Additional funds made available or carried forward for beach renourishment projects that are certified by the department as excess may be spent for beach renourishment and departmental activities that advance the policy goals contained in the State Beachfront Management Plan, R.30-21.~~

**34.40 AMEND** (DHEC: Residential Treatment Facilities Swing Beds) Allows residential treatment facilities to swing/convert up to 18 beds to acute psychiatric beds. Includes stipulation the conversion would have to comply with federal CMS rules and regulations.

**PROVISO SUBCOMMITTEE  
HEALTHCARE  
RECOMMENDATIONS FOR FY 2023-24  
TO THE HOUSE WAYS AND MEANS COMMITTEE**

**PROVISO SUBCOMMITTEE RECOMMENDATION:** AMEND proviso to delete “For Fiscal Year 2017-18” and insert “In the current fiscal year,.” Requested by the Department of Health and Environmental Control.

**34.40.** (DHEC: Residential Treatment Facilities Swing Beds) ~~For Fiscal Year 2017-18~~ In the current fiscal year, in coordination with the South Carolina Health Plan and to improve access for acute psychiatric beds as patient populations demand, Residential Treatment Facilities (RTF) may swing up to eighteen beds per qualifying facility to accommodate patients with a diagnosis of an acute psychiatric disorder. In order to qualify to utilize swing beds a facility must meet the following criteria: the facility must currently have both licensed acute psychiatric and residential treatment facility beds, the RTF beds must meet the same licensure requirements as the existing licensed acute psychiatric beds, and any facility utilizing swing beds must keep the acute and RTF patient populations separate and distinct. The utilization of swing beds must also comply with all federal Centers for Medicare and Medicaid Services rules and regulations.

**34.42** **AMEND** (DHEC: Abstinence-Until-Marriage Emerging Programs) Directs the department to use the “Abstinence-Until Marriage Emerging Programs” special item funds to award a 12 month grant for abstinence-until marriage emerging programs to nonprofits that meet all the A-H Title V, Section 510 definitions of Abstinence Education and to use a competitive bidding process and provide procedures for the awarding of the grant.

**PROVISO SUBCOMMITTEE RECOMMENDATION:** AMEND proviso to define emerging programs. Changes title references from “A-H” to “A-F.” Requested by the Department of Health and Environmental Control.

**34.42.** (DHEC: Abstinence-Until-Marriage Emerging Programs) (A) Emerging programs are those that have not reached the level of evidence-based data to show validation of activity related to Sexual Risk Avoidance Educations (SRAE), but which have apparent potential to accomplish the goals of abstinence education.

~~(B)~~ From the funds appropriated to DHEC in this act as a Special Item and titled “Abstinence-Until Marriage Emerging Programs” the department shall award a twelve month grant for abstinence-until-marriage emerging programs. This funding shall be awarded by the department only to nonprofit 501(c)(3) agencies meeting all the ~~A-H~~ A-F Title V, Section 510 definitions of Abstinence Education, as defined in the 2017 Social Security Act.

~~(B)~~(C) Contracts must be awarded utilizing a competitive approach in accordance with the South Carolina Procurement Code.

~~(C)~~(D) Applicants must provide a budget and budget narrative to the department that explains how the funds will be used.

~~(D)~~(E) Prior to application, proposed programs/curricula must be certified by the National Abstinence Education Association (NAEA) as meeting and being in compliance with all of the Title V, Section 510 ~~A-H~~ A-F requirements for abstinence-until-marriage education programs.

~~(E)~~(F) The department shall determine and develop the necessary application for awards.

~~(F)~~(G) The programs implemented by the entity awarded a contract pursuant to this proviso may not violate any portion of the South Carolina Comprehensive Health Education Act when implemented in a school setting. An entity that violates any portion of the South Carolina Comprehensive Health Education Act must reimburse the State for all funds disbursed.

Organizations or individuals awarded grants must provide quarterly reports on expenditures and participation to the Department of Health and Environmental Control and the Department of Social Services within fifteen days of the end of each quarter.

**PROVISO SUBCOMMITTEE  
HEALTHCARE  
RECOMMENDATIONS FOR FY 2023-24  
TO THE HOUSE WAYS AND MEANS COMMITTEE**

~~(G)~~(H) Grantees failing to submit reports within thirty days of the end of each quarter will be terminated.

**34.43** **AMEND** (DHEC: Abstinence Until Marriage Evidence-Based Programs Funding) Directs the department to use “Continuation of Teen Pregnancy Prevention” funds to award contracts to separate private, non-profit 501(c)(3) entities to provide Abstinence Until Marriage teen pregnancy prevention programs and services that meets all A-H Title V, Section 510 definition of Abstinence Education; requires a competitive bidding process be used; and provides procedures for the awarding of contracts.

**PROVISO SUBCOMMITTEE RECOMMENDATION:** AMEND proviso to changes title references from “A-H” to “A-F.” Requested by the Department of Health and Environmental Control.

**34.43.** (DHEC: Abstinence Until Marriage Evidence-Based Programs Funding) From the monies appropriated for the Continuation of Teen Pregnancy Prevention, contracts must be awarded to separate private, nonprofit 501(c)(3) entities to provide Abstinence Until Marriage teen pregnancy prevention programs and services within the State that meet all of the ~~A-H~~ A-F Title V, Section 510 definitions of Abstinence Education, as defined in the 2017 Social Security Act. Contracts must be awarded utilizing a competitive approach in accordance with the South Carolina Procurement Code. Proposed programs/curricula must be certified by the National Abstinence Education Association (NAEA) as meeting and being in compliance with all of the Title V, Section 510 ~~A-H~~ A-F requirement for abstinence-until-marriage education programs. Applicants must provide a budget for the proposed project for which the application is being made. Monies will be paid over a twelve month basis for services rendered. Unexpended funds shall be carried forward for the purpose of fulfilling the department’s contractual agreement. The programs implemented by the entity awarded a contract pursuant to this proviso may not violate any portion of the South Carolina Comprehensive Health Education Act when implemented in a school setting. An entity that violates any portion of the South Carolina Comprehensive Health Education Act must reimburse the State for all funds disbursed.

**34.55** **DELETE** (DHEC: Drainage Facilities) Directs that DHEC may not enforce the prohibition against maintenance, repair, or reestablishment activities performed by an approved organization on storm water conveyance systems. Directs that these activities must be compliant with all state, federal, and local laws, regulations, and guidelines. Directs that the reestablishment of previously approved systems must not have a greater footprint than the previous system. Requires organizations that perform these activities to notify DHEC and provide certain information. Directs that expenditures must originate from funds provided by the approved organization performing the activity unless otherwise agreed upon by the organization and DHEC.

**PROVISO SUBCOMMITTEE RECOMMENDATION:** DELETE proviso. Requested by the Department of Health and Environmental Control.

**34.55.** (DHEC: Drainage Facilities) ~~In the current fiscal year, the Department of Health and Environmental Control (DHEC) may not enforce the prohibition against maintenance, repair, or reestablishment activities performed by an approved organization on storm water conveyance systems including, but not limited to, previously established storm water conveyance systems constructed in accordance with state and federal law that are located within critical areas, as defined in Section 48-39-10(J) of the 1976 Code. Maintenance, repair, and reestablishment activities performed pursuant to this provision must be compliant with all state, federal, and local laws, regulations, and guidelines. For previously approved storm water conveyance systems,~~

**PROVISO SUBCOMMITTEE  
HEALTHCARE  
RECOMMENDATIONS FOR FY 2023-24  
TO THE HOUSE WAYS AND MEANS COMMITTEE**

~~reestablishment activities performed pursuant to this provision may not exceed the footprint of the previously approved storm water conveyance system. Approved organizations performing maintenance, repair, or reestablishment activities pursuant to this provision must notify DHEC of the location of each storm water conveyance system, repaired, maintained, or reestablished and identify the type of maintenance, repair, or reestablishment activity conducted. Expenditures incurred pursuant to this proviso are to originate from funds provided by the approved organization performing the maintenance, repair, or reestablishment activities unless otherwise agreed upon by the approved organization and DHEC. For the purposes of this proviso, an approved organization includes local jurisdictions, public service, and special purpose districts, agencies, and political subdivisions of this State.~~

**34.56 DELETE** (DHEC: Solar Projects) Directs that within 120 days of the effective date of this act, the department shall submit regulations to offer guidance and develop rules on photovoltaic modules and energy storage system batteries in the management of end-of-life photovoltaic modules and energy storage system batteries on solar projects and the decommissioning of solar projects in excess of thirteen acres. Directs the department to submit interim reports on a quarterly basis beginning July 1, 2021, and a final report by June 30, 2023, to the Chairmen of the Senate Judiciary and House Labor, Commerce and Industry Committees.

**PROVISO SUBCOMMITTEE RECOMMENDATION:** DELETE proviso. Requested by the Department of Health and Environmental Control.

~~**34.56.** (DHEC: Solar Projects) From the funds appropriated to the Department of Health and Environmental Control, and within one hundred and twenty days after the effective date of this act, the department shall provide recommendations for the regulation of photovoltaic modules and energy storage system batteries in the management of end of life photovoltaic modules and energy storage system batteries on solar projects and the decommissioning of solar projects in excess of thirteen acres. Management of end of life photovoltaic modules and energy storage system batteries shall include both partial refurbishing of a solar project and complete decommissioning. In the development of these rules, the department shall collaborate with stakeholders and shall consider all of the following matters:~~

~~(1) Whether photovoltaic modules, energy storage system batteries, their materials, or other equipment used in utility scale solar projects exhibit any of the characteristics of hazardous waste, as identified in 40 C.F.R. Part 261, or under rules adopted pursuant to the S.C. Hazardous Waste Management Act, Section 44-56-10 of the 1976 Code, or if any such equipment is properly characterized as solid waste under State and Federal law.~~

~~(2) Preferred methods to responsibly manage end of life photovoltaic modules, energy storage system batteries, or the constituent materials thereof, or other equipment used in utility scale solar projects, including the extent to which such equipment may be:~~

- ~~(a) reused, if not damaged or in need of repair, for a similar purpose;~~
- ~~(b) refurbished, if not substantially damaged, and reused for a similar purpose;~~
- ~~(c) recycled with recovery of materials for similar or other purposes;~~
- ~~(d) safely disposed of in construction and demolition or municipal solid waste landfills~~

~~for material that does not exhibit any of the characteristics of hazardous waste under state or federal law; or~~

~~(e) safely disposed of in accordance with state and federal requirements governing hazardous waste for materials that exhibit any of the characteristics of hazardous waste under state or federal law.~~

~~(3) The volume of photovoltaic modules and energy storage system batteries currently in use in the State, and projections, based upon the data on life cycle identified currently on impacts that~~

**PROVISO SUBCOMMITTEE  
HEALTHCARE  
RECOMMENDATIONS FOR FY 2023-24  
TO THE HOUSE WAYS AND MEANS COMMITTEE**

may be expected to the State's landfill capacity if landfill disposal is permitted for such equipment at end-of-life.

~~(4) Whether or not adequate financial assurance requirements are necessary to ensure proper decommissioning of solar projects in excess of thirteen acres upon cessation of operations.~~

~~(5) Infrastructure that may be needed to develop a practical, effective, and cost-effective means to collect and transport end-of-life photovoltaic modules, energy storage system batteries, and other equipment used in utility-scale solar projects for reuse, refurbishment, recycling, or disposal.~~

~~(6) Whether or not manufacturer or installer stewardship programs for the recycling of end-of-life photovoltaic modules and energy storage system batteries should be established for applications other than utility-scale solar project installations, and if so, fees that should be established for these manufacturers and installers to support the implementation of such requirements.~~

~~The department shall submit interim reports to the Chairman of the Senate Judiciary Committee and the Chairman of the House Labor, Commerce and Industry Committee on all activities pursuant to this provision on a quarterly basis beginning July 1, 2022, and shall submit a final report with findings, including stakeholder input, to the to the Chairman of the Senate Judiciary Committee and the Chairman of the House Labor, Commerce and Industry Committee no later than June 30, 2023.~~

**34.57 DELETE** (DHEC: Permit Extension) Directs that the expiration of a critical area permit or navigable water permit issued by the department for dock construction is extended until June 30, 2023. Provides requirements and limitations for the permit extension.

**PROVISO SUBCOMMITTEE RECOMMENDATION:** DELETE proviso. Requested by the Department of Health and Environmental Control.

~~34.57. (DHEC: Permit Extension) The expiration and any associated vested right of a critical area permit or navigable water permit issued by Department of Health and Environmental Control for the construction of a dock is extended until June 30, 2023, provided the permit is valid on July 1, 2021 or at any time during the previous eighteen months. This provision may not be construed or implemented to:~~

~~(1) extend a permit or approval issued by the United States or its agencies or instrumentalities;~~

~~(2) extend a permit or approval for which the term or duration of the permit or approval is specified or determined pursuant to federal law;~~

~~(3) shorten the duration that a permit would have had in the absence of this provision;~~

~~(4) prohibit the granting of additional extensions provided by law;~~

~~(5) affect an administrative consent order issued by the department which is in effect on, or issued at any time from the effective date of this provision to June 30, 2023;~~

~~(6) affect the ability of a governmental entity to revoke or modify a permit pursuant to law;~~

~~(7) modify a requirement of law that is necessary to retain federal delegation by the State of South Carolina of the authority to implement a federal law or program; or~~

~~—(8) affect department's Office of Ocean and Coastal Resource Management permits issued pursuant to R.30-12(N) Access to Coastal Lands~~

~~Within thirty days after the effective date of this act, the department shall place a notice in the State Register noting the extension of expiration dates provided for in this provision.~~

**PROVISO SUBCOMMITTEE  
HEALTHCARE  
RECOMMENDATIONS FOR FY 2023-24  
TO THE HOUSE WAYS AND MEANS COMMITTEE**

**34.59 DELETE** (DHEC: EMS Association) Utilizes appropriated funds for EMS Association Recruitment and Retention to consult with the SC EMS Association to study and recommend recruitment strategies. Directs the association to provide a report detailing progress to the Chairmen of the Senate Finance and House Ways and Means Committees, and the director of DHEC annually.

**PROVISO SUBCOMMITTEE RECOMMENDATION:** DELETE proviso.

~~34.59. (DHEC: EMS Association) For Fiscal Year 2022-23, with the funds appropriated to the Department of Health and Environmental Control for EMS Association Recruitment and Retention, the department shall consult with the South Carolina EMS Association to study and recommend strategies to recruit and fill the unprecedented EMS position vacancies across all systems in the State. The department shall provide a report detailing the findings of this effort and any corresponding recommendations for funding to the Chairman of the Senate Finance Committee, the Chairman of the House Ways & Means Committee, and the director of DHEC.~~

**34.ga ADD** (DHEC: Grant Authority) **PROVISO SUBCOMMITTEE RECOMMENDATION:** ADD new proviso to authorize the department to make grants to nonprofit organizations and governmental entities for public health and environmental programs. Directs the department to develop policies and procedures and promulgate regulations. Requested by the Department of Health and Environmental Control.

34.ga. (DHEC: Grant Authority) The department is authorized to make grants to nonprofit organizations and governmental entities to further the objective of its public health and environmental programs. The department shall develop policies and procedures and may promulgate regulations to assure compliance with state and federal requirements associated with the funds used for the grants and to assure fairness and accountability in the award and administration of these grants. The department shall be guided by the definitions of “grant” and “procurement” in the South Carolina Procurement Code and the principles of the Federal Grant and Cooperation Agreement Act, Section 33 U.S.C. 6301-6308, in determining whether an expenditure of funds will be in the form of a grant or a procurement.

**34.dsef ADD** (DHEC: Dam Safety Emergency Fund) **PROVISO SUBCOMMITTEE RECOMMENDATION:** ADD new proviso to direct the department to establish the Dam Safety Emergency Fund. Directs the department to deposit up to \$250,000 at the beginning of fiscal year to be used for emergency actions and protection of life and property. Directs that funds be carried forward and used for the same purpose. Requested by the Department of Health and Environmental Control.

34.dsef. (DHEC Dam Safety Emergency Fund) Of the funds appropriated for dam safety beginning with the General Appropriations Act for Fiscal Year 2023-24, there is established within the Department of Health and Environmental Control the Dam Safety Emergency Fund. The fund shall be utilized for emergency actions to protect life or property under Section 49-11-190(D). The Department shall deposit up to \$250,000 of appropriated funds into the fund at the beginning of each fiscal year. Fund balances shall be carried forward from each prior fiscal year into the current fiscal year and used for the same purpose. Expenses recovered from dam owners under Section 49-11-190(D) shall be deposited into the fund.

**34.dm ADD** (DHEC: Deferred Maintenance, Capital Project, Ordinary Repair and Maintenance) **PROVISO SUBCOMMITTEE RECOMMENDATION:** ADD new proviso to authorize the

**PROVISO SUBCOMMITTEE  
HEALTHCARE  
RECOMMENDATIONS FOR FY 2023-24  
TO THE HOUSE WAYS AND MEANS COMMITTEE**

department to establish an interest-bearing fund with the State Treasurer for deferred maintenance and one-time funds received from any source. Authorizes the department deposit funds from the sale of property owned by, under the control of, or assigned to the department. Allows funds to be carried forward and used for the same purpose. Requested by the Department of Health and Environmental Control.

34.dm. (DHEC: Deferred Maintenance, Capital Project, Ordinary Repair and Maintenance) The Department of Health and Environmental Control is authorized to establish an interest-bearing fund with the State Treasurer to deposit funds for deferred maintenance and other one-time funds from any source. The department is also authorized to retain and deposit into the fund proceeds from the sale of excess real property owned by, under the control of, or assigned to the department. After receiving any required approvals, the department is authorized to expend these funds for the purpose of deferred maintenance, capital project, and ordinary repair and maintenance. These funds may be carried forward from the prior fiscal year into the current fiscal year to be used for the same purpose.

**SECTION 35 - J120 - DEPARTMENT OF MENTAL HEALTH**

**35.7 AMEND** (DMH: Lease Payments to SFAA for SVP Program) Exempts Sexually Violent Predator Program lease payments to SFAA from any across-the-board base reductions. **PROVISO SUBCOMMITTEE RECOMMENDATION:** AMEND proviso to add “Excess Lease Funds” to the title. Authorizes DMH to receive one-time excess lease funds from SFAA and use the funds for maintenance and capital project purposes. Requested by the Department of Mental Health.

35.7.(DMH: Lease Payments to SFAA for SVP Program, *Excess Lease Funds*) In the current fiscal year, funds appropriated and authorized to the Department of Mental Health for Lease Payments to the State Fiscal Accountability Authority for the Sexually Violent Predator Program are exempt from any across-the-board base reductions. *In accordance with the Lease and Use Agreement between the Department of Mental Health and the State Fiscal Accountability Authority, the department is authorized to receive excess lease funds in the amount of \$1,914,471.41 and utilize such funds for the department’s deferred maintenance, capital projects, ordinary repairs, and maintenance.*

**35.ocsf ADD** (DMH: Orangeburg Crisis Stabilization Unit Facility) **PROVISO SUBCOMMITTEE RECOMMENDATION:** ADD new proviso to authorize the department to use up to \$2,000,000 of its available one-time funds to secure a site in Orangeburg County and prepare it for licensure as a Crisis Stabilization Unit Facility. Directs the department to provide a status report to the Chairmen of the Senate Finance, Senate Medical Affairs, House Ways and Means, and Medical, Military, Public, and Municipal Affairs Committees by January 10, 2024. Requested by the Department of Mental Health.

35.ocsf. (DMH: Orangeburg Crisis Stabilization Unit Facility) The Department of Mental Health, through its Orangeburg Area Mental Health Center, is authorized to utilize up to two million dollars of its available one-time funds to secure an appropriate site in Orangeburg County and prepare it for licensure as a Crisis Stabilization Unit Facility. The department shall provide a report on the status of its efforts to the Chairman of the Senate Finance Committee, the Chairman of the Senate Medical Affairs Committee, the Chairman of the House Ways and Means

**PROVISO SUBCOMMITTEE  
HEALTHCARE  
RECOMMENDATIONS FOR FY 2023-24  
TO THE HOUSE WAYS AND MEANS COMMITTEE**

*Committee, and the Chairman of the Medical, Military, Public, and Municipal Affairs Committee  
by January 10, 2024.*

**SECTION 36 - J160 - DEPARTMENT OF DISABILITIES AND SPECIAL NEEDS**

**36.13 DELETE** (DDSN: Service Providers Expenditure Requirement) Authorizes service providers, including local disabilities and special needs boards, to carry forward unexpended funds based on a 90% expenditure requirement for capitated services in order to accommodate service provider infrastructure needs that resulted from reduced waiting lists. Prohibits service providers from withholding services in order to generate carry forward funds. Directs that the expenditure requirement shall not affect the department's 3 month reserve limitation policy. Allows the department, if Medicaid allowable costs do not meet the level of certified public expenditures reported to DHHS, to recoup funds necessary to remain in compliance with federal Medicaid CPE rules.

**PROVISO SUBCOMMITTEE RECOMMENDATION:** DELETE proviso. Requested by the Department of Disabilities and Special Needs.

~~**36.13.** (DDSN: Service Providers Expenditure Requirement) For the current fiscal year, in order to accommodate service provider infrastructure needs resulting from the reductions in the department's waiting lists, service providers including local disabilities and special needs boards are authorized to carry forward from the prior fiscal year unexpended funds based on a ninety percent expenditure requirement for capitated services. Service providers shall not withhold services in order to generate funds to be carried forward. The expenditure requirement shall not affect the department's three month reserve limitation policy. If the department's Medicaid allowable costs, in the aggregate, do not meet the level of certified public expenditures (CPEs) reported to the Department of Health and Human Services, the department is allowed to recoup funds necessary to remain in compliance with federal Medicaid CPE rules.~~

**SECTION 37 - J200 - DEPARTMENT OF ALCHOL AND OTHER DRUG ABUSE SERVICES**

**37.cea ADD** (DAODAS: South Carolina Center of Excellence in Addiction) **PROVISO SUBCOMMITTEE RECOMMENDATION:** ADD new proviso to direct that Clemson University, the University of South Carolina, the Medical University of South Carolina, DAODAS, and DHEC will collaborate to prevent and address opioid use and other substance use disorders through the SC Center of Excellence in Addiction.

*37.cea. (DAODAS: South Carolina Center of Excellence in Addiction) Through the South Carolina Center of Excellence in Addiction, Clemson University, the University of South Carolina, the Medical University of South Carolina, DAODAS, and DHEC will collaborate on research, training, program implementation, and service delivery for preventing and addressing opioid use disorder and other substance use disorders. The Center will offer statewide support for evidence-based practices and strategies to address the opioid crisis.*

**SECTION 38 - L040 - DEPARTMENT OF SOCIAL SERVICES**

**38.14 AMEND** (DSS: Family Foster Care Payments) Establishes the amount of monthly foster care payments for children under the department's sponsorship and under kinship care.

**PROVISO SUBCOMMITTEE  
HEALTHCARE  
RECOMMENDATIONS FOR FY 2023-24  
TO THE HOUSE WAYS AND MEANS COMMITTEE**

**PROVISO SUBCOMMITTEE RECOMMENDATION:** AMEND proviso to update foster care funding rates. Requested by the Department of Social Services. Requested by the Department of Social Services.

**38.14.** (DSS: Family Foster Care Payments) The Department of Social Services shall furnish as Family Foster Care payments for individual foster children under their sponsorship and under kinship care:

ages	0-	5	\$ <del>619</del> <u>\$644</u>	per month
ages	6-	12	<del>\$723</del> <u>\$752</u>	per month
ages	13+		<del>\$764</del> <u>\$794</u>	per month

These specified amounts are for the basic needs of the foster children to include kinship care assistance. Basic needs within this proviso are identified as food (at home and away), clothing, housing, transportation, education and other costs as defined in the U.S. Department of Agriculture study of “Annual Cost of Raising a Child to Age Eighteen”. Further, each agency shall identify and justify, as another line item, all material and/or services, in excess of those basic needs listed above, which were a direct result of a professional agency evaluation of clientele need. Legitimate medical care in excess of Medicaid reimbursement or such care not recognized by Medicaid may be considered as special needs if approved by the sponsoring/responsible agency and shall be reimbursed by the sponsoring agency in the same manner of reimbursing other special needs of foster children.

**38.22** **AMEND** (DSS: SNAP Coupons) Directs that the department shall continue the “Healthy Bucks” program to provide coupons to allow SNAP recipients to purchase additional fresh fruits and vegetables. Allows the beneficiary to increase the amount of produce purchased to up to \$20 monthly. Directs the agency to work to identify and use funds as matching dollars to continue the success of the program and to report the status of the program to the General Assembly semi-annually. Directs that the status report include the number of recipients, counties served, and cumulative expenditure data.

**PROVISO SUBCOMMITTEE RECOMMENDATION:** AMEND proviso to delete directive that DSS shall utilize funds received from the US Department of Agriculture as a bonus for reducing the error rate in processing applications during 2012. Allows DSS to retain and carry forward any unexpended funds appropriated for the Healthy Bucks Program. Requested by the Department of Social Services.

**38.22.** (DSS: SNAP Coupons) The Department of Social Services shall continue the “Healthy Bucks” program established to provide coupons that allow Supplemental Nutrition Assistance Program (SNAP) recipients to obtain additional fresh fruits and vegetables when purchasing fresh produce at authorized farmers markets and vendors with SNAP benefits through their EBT cards. Healthy Buck coupons shall allow the beneficiary to increase the amount of produce purchased, up to twenty dollars per month. ~~The agency shall utilize all funds received from the U.S. Department of Agriculture as a bonus for reducing the error rate in processing SNAP applications during federal fiscal year 2012 to fund the program. The agency shall be authorized to retain and carry forward any unexpended funds appropriated for the Healthy Bucks Program.~~ The agency shall work to identify and utilize funds as matching dollars for the continued success of the “Healthy Bucks” program and shall report semi-annually to the General Assembly on the status of the program. The report shall include, at a minimum, the number of recipients, counties served, and cumulative expenditure data for the program.

**PROVISO SUBCOMMITTEE  
HEALTHCARE  
RECOMMENDATIONS FOR FY 2023-24  
TO THE HOUSE WAYS AND MEANS COMMITTEE**

**38.23 AMEND** (DSS: Internal Child Fatality Review Committees) Requires the Director of the Department of Social Services to create and fund Internal Child Fatality Review Committees to allow for rapid and expeditious review of child fatalities that are reported to the Department. **PROVISO SUBCOMMITTEE RECOMMENDATION:** AMEND proviso to update the fiscal year reference. Deletes “create and fund” in reference to the committee and inserts “continue the work of the.”

**38.23.** (DSS: Internal Child Fatality Review Committees) For Fiscal Year ~~2022-23~~ 2023-24, the ~~Director of the~~ Department of Social Services shall ~~create and fund~~ continue the work of the Internal Child Fatality Review Committees (internal committees) pursuant to the authority granted in Sections 43-1-60(3), 43-1-80, and 63-7-910(E) of the 1976 Code to allow for the rapid and expeditious review of reported child fatalities that are reported to the Department of Social Services on suspicion of abandonment, child abuse, neglect or harm as defined in Section 63-7-20. This review process will enable the department to respond to the safety needs of any surviving siblings and will lead to improvement in the department’s efforts to prevent child fatalities caused by abandonment, child abuse, neglect or harm. Each internal committee shall be composed of a board-certified child abuse pediatrician, an agent from the State Law Enforcement Division, a local law enforcement officer, a representative from the local coroner’s office, and representatives from the Department of Social Services. The internal committee may invite other service provider organizations as deemed necessary. The department is authorized to provide reasonable compensation for board-certified child abuse pediatricians serving on an internal committee. Internal committees shall have access to information and records maintained by a provider of medical care regarding a child whose death is being reviewed by the internal committee, including information on prenatal care; all information and records maintained by any state, county, or local government agency, including, but not limited to, birth certificates, law enforcement investigation data, county coroner or medical examiner investigation data, parole and probation information and records, and information and records of health agencies that provided services to the child or family. The meetings, information obtained by, reports prepared by, and statements made before the internal committees are confidential and protected from disclosure pursuant to the Freedom of Information Act, criminal and civil proceedings, and subpoenas as set forth in Sections 63-7-940 and 63-7-1990.

**38.essam ADD** (DSS: Economic Services System Application Modernization) **PROVISO SUBCOMMITTEE RECOMMENDATION:** ADD new proviso to authorize the department to retain and carry forward unexpended funds for the ESSAM project. Requested by the Department of Social Services.

*38.essam. (DSS: Economic Services System Application Modernization) The department shall be authorized to retain and carry forward any unexpended funds appropriated for the Economic Services System Application Modernization (ESSAM) Project.*

**SECTION 39 - L240 - COMMISSION FOR THE BLIND**

**39.dm ADD** (BLIND: Deferred Maintenance, Capital Project, Ordinary Repair and Maintenance Account) **PROVISO SUBCOMMITTEE RECOMMENDATION:** ADD new proviso to authorize the department to establish an interest-bearing fund with the State Treasurer for deferred maintenance and one-time funds received from any source. Allows funds to be carried forward and used for the same purpose. Requested by the Commission for the Blind.

**PROVISO SUBCOMMITTEE  
HEALTHCARE  
RECOMMENDATIONS FOR FY 2023-24  
TO THE HOUSE WAYS AND MEANS COMMITTEE**

*39.dm. (BLIND: Deferred Maintenance, Capital Projects, Ordinary Repair and Maintenance) The Commission for the Blind is authorized to establish an interest-bearing fund with the State Treasurer to deposit funds appropriated for deferred maintenance and other one-time funds from any source. After receiving any required approvals, the commission is authorized to expend these funds for the purpose of deferred maintenance, capital projects, and ordinary repair and maintenance. These funds may be carried forward from the prior fiscal year into the current fiscal year to be used for the same purpose.*

- 39.rm** **ADD (BLIND: Remodeling) PROVISO SUBCOMMITTEE RECOMMENDATION:** ADD new proviso to allow the commission to use the \$30,000 appropriated in the 2019-20 Appropriations Act, proviso 118.16(30), for facility remodeling and renovation.

*39.rm. (BLIND: Remodeling) The Commission for the Blind shall utilize the \$30,000 appropriated in Part 1B, Section 118 - X910 - Statewide Revenue in the 2019-20 General Appropriations Act, by proviso 118.16(30), for agency facility remodeling and renovation needs.*

- 39.rf** **ADD (BLIND: Reallotment Funds) PROVISO SUBCOMMITTEE RECOMMENDATION:** ADD new proviso to allow the commission to reallocate funds received in excess of original projections to maximize federal funding.

*39.rf. (BLIND: Reallotment Funds) To maximize utilization of federal funding in the Basic Service Program, the Commission for the Blind shall be allowed to reallocate funds received in excess of original projections.*

**SECTION 108 - F500 - PUBLIC EMPLOYEE BENEFIT AUTHORITY**

- 108.12** **AMEND (PEBA: COVID-19 Return to Work Extension)** Directs that for FY 2022-23, the earnings limitation does not apply to retired SCRS or PORS members who return to covered employment to participate in the state's public health preparedness and response to COVID-19. Directs that this provision is not intended to supersede or conflict with Act 102 of 2021, S. 704 of 2021 and if there is a conflict, the Act provisions control.  
**PROVISO SUBCOMMITTEE RECOMMENDATION:** AMEND proviso to update fiscal year reference.

**108.12.** (PEBA: COVID-19 Return to Work Extension) For Fiscal Year ~~2022-23~~ 2023-24, the earnings limitation imposed pursuant to Section 9-1-1790 and Section 9-11-90 of the 1976 Code does not apply to retired members of the South Carolina Retirement System or the Police Officers Retirement System who return to covered employment to participate in the state's public health preparedness and response to the COVID-19 virus. This section is not intended to supersede or conflict with Act 102 of 2021, S. 704 of 2021. In the event of a conflict, the provisions of the Act control.

- 108.14** **AMEND (PEBA: South Carolina Retiree Health Insurance Trust Fund)** Suspends the provisions of Section 1-11-705(I)(2) [SOUTH CAROLINA RETIREE HEALTH INSURANCE TRUST FUND ESTABLISHED; ADMINISTRATION] for the current fiscal year. Directs that funds that would have been transferred to the SC Retiree Health Insurance Trust Fund may remain in the operating

**PROVISO SUBCOMMITTEE  
HEALTHCARE  
RECOMMENDATIONS FOR FY 2023-24  
TO THE HOUSE WAYS AND MEANS COMMITTEE**

account for the employee health insurance program. Requested by the Public Employee Benefit Authority.

**PROVISO SUBCOMMITTEE RECOMMENDATION:** AMEND proviso to update fiscal year references. Requested by the Public Employee Benefit Authority.

**108.14.** (PEBA: South Carolina Retiree Health Insurance Trust Fund) The provisions of Section 1-11-705(I)(2) of the 1976 Code are suspended for Fiscal Year ~~2022-23~~ 2023-24, and, notwithstanding any other provision of law, during Fiscal Year ~~2022-23~~ 2023-24, funds that would otherwise have been transferred to the South Carolina Retiree Health Insurance Trust Fund from the operating account for the State's employee health insurance program pursuant to Section 1-11-705(I)(2) may remain in the operating account for the State's employee health insurance program.

**108.15** **AMEND** (PEBA: Fiduciary Audit) Suspends Section 9-4-40 [AUDIT] and bid solicitation for the fiduciary audit for FY 2022-23.

**PROVISO SUBCOMMITTEE RECOMMENDATION:** AMEND proviso to update fiscal year reference.

**108.15.** (PEBA: Fiduciary Audit) For Fiscal Year ~~2022-23~~ 2023-24, Section 9-4-40 of the 1976 Code and solicitation of the bid for the fiduciary audit are suspended.

**108.16** **AMEND** (PEBA: PORS and SCRS Return to Work) Directs that, for the current fiscal year, the earnings limitation does not apply if a member of the PORS or SCRS has not been engaged to perform services for an employer in any capacity for a period of twelve consecutive months subsequent to retirement. Requires the member to certify that he meets the requirements. Directs the member to reimburse the system for any benefits paid if he inaccurately certifies.

**PROVISO SUBCOMMITTEE RECOMMENDATION:** AMEND proviso to specify the title reference to "Title 9."

**108.16.** (PEBA: PORS and SCRS Return to Work) For compensation earnings during the current fiscal year, the earnings limitation does not apply if a member of the Police Officer Retirement System has not been engaged to perform services for a participating employer in the system or any other system provided in ~~this title~~ Title 9 for compensation in any capacity, whether as an employee, independent contractor, leased employee, joint employee, or other classification of worker, for a period of at least twelve consecutive months subsequent to retirement. The exemption provided under this provision does not apply unless the member first certifies to the system that he satisfies the requirements for the exemption. If a member inaccurately certifies that he satisfies the requirements for the exemption provided in this provision, the member is responsible for reimbursing the system for any benefits wrongly paid to the member.

For compensation earnings during the current fiscal year, the earnings limitation does not apply if a member of the South Carolina Retirement System has not been engaged to perform services for a participating employer in the system or any other system provided in ~~this title~~ Title 9 for compensation in any capacity, whether as an employee, independent contractor, leased employee, joint employee, or other classification of worker, for a period of at least twelve consecutive months subsequent to retirement. The exemption provided under this provision does not apply unless the member first certifies to the system that he satisfies the requirements for the exemption. If a member inaccurately certifies that he satisfies the requirements for the exemption provided in this provision, the member is responsible for reimbursing the system for any benefits wrongly paid to the member.

**PROVISO SUBCOMMITTEE  
HEALTHCARE  
RECOMMENDATIONS FOR FY 2023-24  
TO THE HOUSE WAYS AND MEANS COMMITTEE**

**SECTION 117 - X900 - GENERAL PROVISIONS**

**117.39 AMEND** (GP: South Carolina Recycling Initiative) Requires state agencies to purchase recycled steel unless the item cannot be acquired competitively at a reasonable price.

**PROVISO SUBCOMMITTEE RECOMMENDATION:** AMEND proviso to include iron in the purchase or recycled materials.

**117.39.** (GP: South Carolina Recycling Initiative) To protect the public health and safety, protect and preserve the environment of this State, and to recover resources which have the potential for usefulness in the most environmentally safe, economically feasible and cost effective manner, state agencies shall purchase recycled *iron and* steel unless the item cannot be acquired competitively at a reasonable price.

**117.126 AMEND** (GP: Medical Marijuana Research) Authorizes the USC College of Pharmacy and MUSC, to the extent permitted and in accordance with federal laws and regulations, to acquire pharmaceutical grade marijuana, and similar compounds to use for research and clinical trials to develop potential therapeutic agents for certain illnesses. Authorizes USC and MUSC to work with other public and private entities to conduct the research and clinical trials as permitted by federal law and regs. Directs USC and MUSC, by the first day of the 2021 legislative session, to provide the General Assembly with a written summary of actions taken and material findings, if any, resulting from these activities.

**PROVISO SUBCOMMITTEE RECOMMENDATION:** AMEND proviso to update calendar year reference.

**117.126.**(GP: Medical Marijuana Research) With funds provided in this fiscal year, the University of South Carolina College of Pharmacy and the Medical University of South Carolina are authorized, to the extent permitted by and in accordance with federal laws and regulations, to undertake the following actions: acquire pharmaceutical grade marijuana, marijuana extracts, semi-pure isolates, and purified compounds, including, but not limited to, THC, CBD, CBO, cannabiniol, and cannabigerol for use in research and clinical trials to develop potential therapeutic agents for epilepsy, Dravet's Syndrome, chronic pain, cancer, reduction of nausea, and vomiting induced by chemotherapy, glaucoma, obesity, multiple sclerosis, drug abuse, inflammation, and autoimmune disorders, including encephalomyelitis.

The University of South Carolina and the Medical University of the South Carolina are further authorized to form collaborations, agreements, and partnerships with other public and private entities in order to conduct this research and clinical trials, to the extent permitted by and in accordance with federal laws and regulations, as well as to pursue both public and private funding. Further, the University of South Carolina and the Medical University of South Carolina are directed to provide to the members of the South Carolina General Assembly, on or before the first day of the ~~2021~~ 2024 legislative session, with a written summary of the actions they have undertaken pursuant to this proviso and the material findings, if any, resulting from such activities.

**117.138 AMEND** (GP: Sickle Cell Disease) Directs the Department of Health and Human Services to transfer \$1,000,000 to the MUSC Hospital Authority to develop a comprehensive approach to advancing awareness, detection, treatment, and scientific knowledge of sickle cell disease and trait. Authorizes the authority to partner with independent research entities to advance curative

**PROVISO SUBCOMMITTEE  
HEALTHCARE  
RECOMMENDATIONS FOR FY 2023-24  
TO THE HOUSE WAYS AND MEANS COMMITTEE**

therapies and to endow one or more nationally leading academic research centers with a research chair named the “Rena N. Grant Endowed Chair for Hematology.” Directs the authority to perform statewide cultural competency training in all hospitals and urgent care centers in the state to educate health care professionals on the symptoms and stigma associated with sickle cell disease and trait, especially pain relief. Directs that the goals in this provision be included in the SC Statewide Telemedicine Network. Authorizes DHHS to pursue a Health Services Initiative through CHIP to improve child and maternal health regarding sickle cell disease and trait. Directs the department and authority to each submit a progress report on these initiatives by January 15th to the Chairmen of the Senate Finance and House Ways and Means Committees and the Governor.

**PROVISO SUBCOMMITTEE RECOMMENDATION:** AMEND proviso to delete “\$1,000,000” and insert “\$2,000,000”.

**117.138.**(GP: Sickle Cell Disease) From the funds appropriated to the Department of Health and Human Services, the department shall transfer ~~\$1,000,000~~ \$2,000,000 to the Medical University of South Carolina Hospital Authority to develop a comprehensive approach to advancing the awareness, detection, treatment, and scientific knowledge of sickle cell disease and trait within South Carolina. The Medical University of South Carolina Hospital Authority shall be authorized to partner with independent research entities to advance curative therapies for sickle cell disease and trait and shall be authorized to endow one or more nationally leading academic research centers with a research chair named the “Rena N. Grant Endowed Chair for Hematology” in furtherance of this goal. Additionally, to improve the quality of care provided to sickle cell patients, the authority shall perform statewide cultural competency training in all hospitals, including urgent care centers, in this State using its preexisting training model in order to educate and increase the awareness of health care professionals that are most likely to treat sickle cell patients on the symptoms and stigma associated with sickle cell disease and trait, especially pain relief.

For purposes of this proviso:

- (1) “Health care professional” has the meaning as in Section 44-66-20 of the 1976 Code.
- (2) “Hospital” means a facility organized and administered to provide overnight medical or surgical care or nursing care of illness, injury, or infirmity and may provide obstetrical care, and in which all diagnoses, treatment, or care is administered by or under the direction of persons currently licensed to practice medicine, surgery, or osteopathy.

In developing and implementing the South Carolina Statewide Telemedicine Network, the department and the authority shall include the goals set forth in this provision to bring better care to individuals with sickle cell disease or trait.

The Department of Health and Human Services shall be authorized to pursue a Health Services Initiative through the Children’s Health Insurance Program for the purposes of improving child and maternal health when either or both exhibit the sickle cell disease or trait, and improve outreach, access to crisis stabilization, and coping resources for children with sickle cell disease.

By January fifteenth of the current fiscal year, the department and the authority shall each submit a report to the Chairman of the Senate Finance Committee, the Chairman of the House Ways and Means Committee, and the Governor outlining their progress on these initiatives.

**117.147 AMEND** (GP: Mental Health Transportation) Directs that funds appropriated to DMH for the Alternative Transportation Program be used to transport individuals pursuant to Article 5, Chapter 17, Title 44 [CUSTODY AND ADMISSION OF PERSONS REQUIRING IMMEDIATE CARE]. Authorizes these funds to be carried forward and used for the same purposes. Directs the DMH director to

**PROVISO SUBCOMMITTEE  
HEALTHCARE  
RECOMMENDATIONS FOR FY 2023-24  
TO THE HOUSE WAYS AND MEANS COMMITTEE**

work with the SFAA Division of Procurement Services to develop and issue a RFP for an Alternative Transportation Program to provide transportation services for nonviolent individuals that require immediate hospitalization. Directs the Division of Procurement Services to allow stakeholders to provide recommendations on the scope and structure of the program pursuant to certain provisions. Directs the authority to provide a report by January 15, 2023, to the Governor and the Chairmen of the House Ways and Means and Senate Finance Committees on program implementation and any projected cost overrun.

**PROVISO SUBCOMMITTEE RECOMMENDATION:** AMEND proviso to update calendar year reference.

**117.147.(GP: Mental Health Transportation)** (A) Funds appropriated to the Department of Mental Health for the Alternative Transportation Program shall exclusively be used to support the transportation of individuals pursuant to Article 5, Chapter 17, Title 44 of the 1976 Code and as defined herein. These funds may be carried forward and expended for the same purpose.

(B) As soon as practicable within the current fiscal year, the Director of the Department of Mental Health shall cooperate with the Division of Procurement Services of the State Fiscal Accountability Authority in the development and issuance of a Request for Proposals (RFP) for an Alternative Transportation Program that provides transportation services for nonviolent individuals requiring immediate hospitalization as described in Article 5, Chapter 17, Title 44 of the 1976 Code. The purpose of the RFP shall be to seek proposals from qualified private providers to provide timely, safe, and secure transportation for such individuals. Before finalizing the RFP, the Division of Procurement Services shall provide relevant stakeholders with an opportunity to provide recommendations on the scope and structure of the Alternative Transportation Program, subject to the following provisions:

(1) The program shall initially be made available within a pilot region to be identified by the authority in consultation with the Department of Mental Health. Subject to the authority's judgment, the RFP shall be structured so as to accommodate subsequent awards and/or contract amendments to serve other regions of the State, in which case, only one vendor shall be selected in each region, but a single vendor may be selected to provide services in multiple or all regions.

(2) In structuring the initial pilot, the authority shall endeavor to provide the availability of the Alternate Transportation Program in an optimal service area at an annualized cost that does not exceed the amount appropriated for this purpose.

(3) The RFP shall be conducted as provided for under the South Carolina Consolidated Procurement Code.

(4) Upon implementation, the Alternative Transportation Program must be available on a 24-hour basis every day of the year.

(5) Drivers must pass a criminal background check and complete relevant and appropriate training prior to furnishing services.

(6) Transportation vehicles must be secure but nondescript and drivers must be clothed in professional attire that does not resemble a law enforcement uniform.

(C) When transportation is provided through this Alternative Transportation Program, the written agreement described in Section 44-17-440(A) of the 1976 Code shall not be required.

(D) No later than January 15, ~~2023~~ 2024, the authority shall provide the Governor, the Chairman of the House Ways and Means Committee, and the Chairman of the Senate Finance Committee with a report on the implementation of this program. The report shall include a projection of the annualized amount by which the cost of a statewide Alternative Transportation Program might, at full implementation, exceed the amount appropriated for the program in the current fiscal year.

**PROVISO SUBCOMMITTEE  
HEALTHCARE  
RECOMMENDATIONS FOR FY 2023-24  
TO THE HOUSE WAYS AND MEANS COMMITTEE**

**117.161** (GP: Statewide Mobile Health Units) Authorizes the SC Center for Rural and Primary Healthcare to provide coordination and assistance to mobile health units in SC. Provides the actions the center may do in support of increasing access to health care and reducing health inequities in the state. Directs the center to be available to support implementation strategies and provide organization and collaboration.

**PROVISO SUBCOMMITTEE RECOMMENDATION:** AMEND proviso update fiscal year reference.

**117.161.**(GP: Statewide Mobile Health Units) For Fiscal Year ~~2022-23~~ 2023-24, the South Carolina Center for Rural and Primary Healthcare may provide coordination and requested technical assistance to mobile health units in South Carolina, in order to coordinate statewide delivery of services to increase access to preventative and diagnostic health care, and reduce health inequities for rural, vulnerable, underserved, and displaced populations in South Carolina. To support this goal, the South Carolina Center for Rural and Primary Healthcare shall: 1) be authorized to identify and maintain a directory of currently operating mobile health units, the areas of the state in which they serve, and the scope of services they provide, and the populations served by the mobile health unit; 2) offer technical assistance to these units, and any established in the future, in the form of operational, technical, or logistical guidance and consultation as requested; 3) provide collaborative learning and development opportunities for mobile health units to engage in best practices and increase access to underserved populations or communities; 4) partner with the University of South Carolina Salkehatchie and Denmark Technical College, other public institutions of higher education, state serving healthcare organization and other state serving agencies, including the Department of Health and Human Services and the Department of Health and Environmental Control to develop coordinating systems, support, training and health education services to meet the workforce needs of mobile health units and the communities that they serve; and also to develop competencies related to providing high impact mobile health services; and 5) initiate analyses and evaluation on the impact of services delivered through mobile health units. The center shall be available to assist and support implementation strategies driven by local, regional, and state data and research and aligned efforts, and may provide organization and collaboration among mobile health units and any units that may begin operating in the future.

**117.162** **AMEND** (GP: Palmetto Autism Study Committee) Establishes the Palmetto Autism Study Committee. Directs that the committee be housed in HHS with the department providing administrative services and support. Provides guidelines for and composition of the committee. Directs the committee to provide a report to the Governor and the Chairmen of the Senate Finance and House Ways and Means Committees by January 15, 2023.

**PROVISO SUBCOMMITTEE RECOMMENDATION:** AMEND proviso to delete the reference of establishing the committee and to update the calendar year reference. Requested by the Department of Health & Human Services.

**117.162.**(GP: Palmetto Autism Study Committee) (A) ~~For Fiscal Year 2022-23, there shall be established~~ The Palmetto Autism Study Committee ~~to~~ shall be housed in the South Carolina Department of Health and Human Services. The study committee shall address, but is not limited to, the following issues:

(1) the best ways to ensure the timely evaluation, diagnosis, and treatment of autism for individuals aged eighteen and under and their families;

**PROVISO SUBCOMMITTEE  
HEALTHCARE  
RECOMMENDATIONS FOR FY 2023-24  
TO THE HOUSE WAYS AND MEANS COMMITTEE**

(2) the need for and viability of development of statewide autism centers of excellence that engage in the training of practitioners and advanced treatment practices and research related to autism;

(3) reviewing and evaluating the accessibility to initial autism evaluations and Medicaid eligibility to identify any barriers to diagnosis and enrollment; and

(4) methods by which financial assistance can be provided to families in order to obtain needed autism services.

(B) The study committee shall be composed of members appointed as follows:

(1) two appointees by the Governor, one of which may be a parent of an autistic child;

(2) three appointees by the Chairman of the House Ways and Means Committee, one of which may be a House member, one of which may be a practitioner, and one of which may be a parent of an autistic child;

(3) three appointees by the Chairman of the Senate Finance Committee, one of which may be a Senate member, one of which may be a practitioner, and one of which may be a parent of an autistic child;

(4) the director of the Department of Health and Human Services or his designee; and

(5) the director of the Department of Disabilities and Special Needs or his designee.

No member of the study committee shall be entitled to any compensation or reimbursement, and no three members of the study committee shall reside in the same public health region of the State.

(C) Any administrative services or support for the study committee shall be provided by the Department of Health and Human Services.

(D) No later than January 15, ~~2023~~ 2024, the study committee shall provide the Governor, the Chairman of the House Ways and Means Committee, and the Chairman of the Senate Finance Committee with a report on its findings and recommendations on the issues contained in this provision.

**SECTION 118 - X910 - STATEWIDE REVENUE**

**118.18 DELETE** (SR: Excess Funds for State Health Plan) Appropriates to the State Health Plan an amount not to exceed \$200 million from unallocated American Rescue Plan Act funds to ensure uninterrupted payment of claims if sufficient funds are not available in State Health Plan reserves. **PROVISO SUBCOMMITTEE RECOMMENDATION:** DELETE proviso. Requested by the Public Employee Benefit Authority.

**118.18.** (SR: Excess Funds for State Health Plan) ~~In Fiscal Year 2022-23, from unallocated American Rescue Plan Act funds, there is hereby appropriated to the State Health Plan a sufficient amount, not to exceed \$200 million, as necessary to ensure the uninterrupted payment of claims, if there are not sufficient funds available from its own reserves to pay such claims.~~